

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

SHAUN ROCKSTROM,

Plaintiff,

vs.

MARO ORTIZ and ERIK BIVIANO,

Defendants.

NO: CV-12-5011-JPH

ORDER ADOPTING REPORT AND
RECOMMENDATION, DISMISSING
COMPLAINT WITHOUT PREJUDICE
AND DIRECTING THAT
COLLECTION OF THE FILING FEE
CEASE

Magistrate Judge Hutton filed a Report and Recommendation, ECF No. 33, recommending Mr. Rockstrom's Motion to Voluntarily Dismiss this action and his request to waive future filing fee payments be granted. Defendants have not been served. There being no objections, the Court **ADOPTS** the Report and Recommendation. Accordingly, **IT IS ORDERED** Plaintiff's Motion, ECF No. 30, is **GRANTED** and the Complaint is **DISMISSED WITHOUT PREJUDICE**.

ORDER ADOPTING REPORT AND RECOMMENDATION, DISMISSING
COMPLAINT WITHOUT PREJUDICE AND DIRECTING THAT
COLLECTION OF THE FILING FEE CEASE --1

IT IS FURTHER ORDERED Plaintiff's Motion to waive filing fee, ECF No. 31, is **GRANTED** and the institution having custody of Mr. Rockstrom shall cease collection of the filing fee in this action, cause number **CV-12-5011-JPH**.

IT IS SO ORDERED. The District Court Executive is directed to enter this Order, enter judgment of dismissal without prejudice, forward a copy to Plaintiff and close the file. The District Court Executive is further directed to send a copy of this Order to the **Office of the Department of Corrections, Attn: LFO/COS UNIT, P.O. Box 41107, Olympia, WA 98504-1107**, to forward to the appropriate agency having custody of Plaintiff. The District Court Executive also shall provide a copy of this Order to the Financial Administrator for the United States District Court, Eastern District of Washington.

DATED this 19th day of July 2012.

s/ Rosanna Malouf Peterson
ROSANNA MALOUF PETERSON
Chief United States District Court Judge

ORDER ADOPTING REPORT AND RECOMMENDATION, DISMISSING
COMPLAINT WITHOUT PREJUDICE AND DIRECTING THAT
COLLECTION OF THE FILING FEE CEASE --2